

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 6988 OF 2007

Mrs. Darshana P.Palwankar Petitioner

versus

Mr.Pradip C.Palwankar Respondent.

Mrs.Smita Telang for the petitioner.

Mr. V.B. Naik i/b I.M.Khairadi for respondent.

CORAM; A.P. DESHPANDE, J.
DATED; 23RD OCTOBER, 2007

P.C.;

1. Three interlocutory orders are challenged in the present Writ Petition. The first one is dated 11-8-2006, which proceeds to grant the daughter who is a minor child studying in 10th standard, the maintenance of Rs.5,000/- from the father. The children are in custody of the mother and the mother is also earning a salary in the sum of Rs.11,500/-. The next order is dated 6-1-2007. The said order pertains to rejection of the Review Application. The Family Court has observed that the father has volunteered to bear the educational expenses of the son, while passing the order dated 11-8-2006 and that the same are being paid regularly and hence the application for review came to be rejected. The last

order is an order passed below Exh.14 and 15 rejecting the request of the petitioner wife for stay of the proceedings and also for modification of the first order. The petitioner is claiming additional amount of interim maintenance for the children.

2. Perusal of the order passed below Exh.14 and 15 reveals that the husband is bearing the educational expenses of his son, on production of requisite statement of his expenses, college fees, duly signed and authenticated by the Principal of the said institute. Impugned orders do not suffer from any illegality, requiring any interference at the hands of this court in exercise of writ jurisdiction. Two fold submissions are made by the counsel for the petitioner. The first is for dispensing with the condition of authentication of the educational expenses by the Principal and the second is in relation to the amount of interim maintenance to be enhanced for the daughter. There is absolutely no need to vary the impugned order. The same takes correct view of the matter. In the result, the Writ Petition is summarily dismissed.

....